

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q86486

Hidekazu KIMURA, et al.

Appln. No.: 10/525,840

Group Art Unit: 1795

Confirmation No.: 9912

Examiner: John S. MAPLES

Filed: February 25, 2005

For: FUEL CELL AND PORTABLE DEVICE EQUIPPED WITH THE SAME, AND FUEL
CELL OPERATING METHOD

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98

MAIL STOP AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

1. US 6,083,638 A, granted July 4, 2000;
2. US 5,925,476 A, granted July 20, 1999;
3. US 6,215,272 B1, granted April 10, 2001;
4. "penetrate" Dictionary.com Unabridged (v.1.1).Random House, Inc. 12 Feb 2009
<Dictionary.com <http://dictionary.reference.com/browse/penetrate>>;

Applicants submit herewith a copy of an US Office Action issued on February 24, 2009 in co-pending US Application No. 10/525,651.

One copy of each of the listed documents is submitted herewith, except for the following: U.S. patents and/or U.S. patent publications; and co-pending non-provisional U.S. applications filed after June 30, 2003.

Additionally, applicant notes that JP 2002-231290 A and JP 8-287941 A, where both previously cited in an IDS filed February 25, 2005. References US 5879826 A, US 6117579 A,

US 4125676 A, US 4883717 A, US 5642413 A, and US 2002/0187380, where all previously cited in an IDS filed November 19, 2008;

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

/Howard L. Bernstein/

Howard L. Bernstein
Registration No. 25,665

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: May 19, 2009